



# City Council Agenda

Council President  
**Chris Mathys**

Council Members

**Garry Bredefeld**  
**Mike Briggs**, Acting President  
**Henry Perea**

**Sal Quintero**  
**Daniel Ronquill**  
**Ken Steitz**

City Manager  
**Jeffrey M. Reid**

City Clerk  
**Rebecca E. Klisch**

City Attorney  
**Hilda Cant Montoy**

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 498-1321

The City Council welcomes you to this meeting.

**TUESDAY, AUGUST 18, 1998**

**IF YOU WOULD LIKE TO SPEAK, FILL OUT A SPEAKER REQUEST FORM AVAILABLE FROM THE CITY CLERK'S OFFICE AND IN THE COUNCIL CHAMBERS**

**9:00 A.M. Roll Call**

Invocation Doug Lanier, County Sheriff Chaplain

Pledge of Allegiance to the Flag

Proclamation of "SCOTTISH - AMERICAN DAY"

Presentation of Award Certificates to Honor Roll Students from Saroyan Elementary School - Council President Mathys

**COUNCIL ACTION OF UNSCHEDULED ITEMS, IF ANY, SHALL BE LIMITED TO REFERRING THE ITEM TO STAFF FOR A REPORT AND POSSIBLE SCHEDULING ON A FUTURE COUNCIL AGENDA FOR EACH MATTER CONSIDERED BY THE COUNCIL, THERE WILL FIRST BE A STAFF PRESENTATION, FOLLOWED BY A PRESENTATION FROM THE PROJECT APPLICANT. TESTIMONY FROM THOSE IN ATTENDANCE WILL THEN BE TAKEN. ALL TESTIMONY GIVEN WILL BE LIMITED TO THREE MINUTES PER PERSON.**

**THE THREE LIGHTS ON THE PODIUM NEXT TO THE MICROPHONE WILL INDICATE THE AMOUNT OF TIME REMAINING FOR THE SPEAKER. THE GREEN LIGHT WILL BE TURNED ON WHEN THE SPEAKER BEGINS. THE YELLOW LIGHT WILL COME ON WITH ONE MINUTE REMAINING AND ONE TONE WILL SOUND. THE SPEAKER SHOULD BE COMPLETING THE TESTIMONY BY THE TIME THE RED LIGHT COMES ON AND TWO TONES SOUND, INDICATING THAT TIME HAS EXPIRED.**

**Approve minutes of July 28, 1998**

**Action Taken:**

**Approve Agenda**

**Action Taken:**

**Adopt Consent Calendar**

**Action Taken:**

**TIME SCHEDULED HEARINGS AND MATTERS**

**8:30 A.M.     JOINT MEETING WITH THE REDEVELOPMENT AGENCY**

Approve Agency minutes of July 28, 1998

**Action Taken:**

**AGENCY GENERAL ADMINISTRATION**

- A.**     Request update on proposed community park and improvement project in the Southwest Fresno area bounded by Floradora, Walnut, California and Fruit Avenues - Councilmember Ronquillo

**Action Taken:**

- B.**     Proposed Downtown Hotel/New Exhibit Hall Expansion Project (Proposed by Ophelia Family and Fresno Hotel Partners) - **(Redevelopment Agency Chairman requests to continue to 8/25/98)**

**1.**     Consideration of report on timeline and feasibility study

**2.**     Consideration of report on competitive bidding requirements

**Action Taken:**

**REGULAR MEETING OF THE REDEVELOPMENT AGENCY**

**AGENCY GENERAL ADMINISTRATION**

- C.**     Award a contract for demolition of 320 E. Lorena

**Action Taken:**

**ADJOURN AGENCY**

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

## **TIME SCHEDULED HEARINGS AND MATTERS CONTINUED**

**9:30 A.M.** Direct staff to draft an ordinance requiring every male who is at least 18 years old but not yet attained the age of 26 years old, seeking employment with the City of Fresno, to submit documentation evidencing his registration with the Federal Selective Service System - Council President Mathys and Councilmember Briggs

**Action Taken:**

**10:00 A.M.** Direct City Attorney to prepare an ordinance establishing standards for the operation of unlicensed group homes consisting of six clients or less - Councilmember Perea

**Action Taken:**

**10:15 A.M. - 10:30 A.M. RECESS**

**10:30 A.M.** **HEARING** on Plan Amendment No. 98-10 and Rezone Application No. 98-13, filed by Robert Carter, for .3 acres on the south side of E. Gettysburg Avenue between N. Fresno Street and Freeway 41

**Action Taken:**

a. **RESOLUTION** - Amending the Hoover Community Plan from the office commercial to the Neighborhood Commercial plan designation

**Action Taken:**

b. **BILL** - Amending the Official Zone Map from the R-P to the C-1 Zone District

**Action Taken:**

**11:00 A.M.\*** Consider amendments to the Fresno City Employees Health and Welfare Trust relating to appointments by City and arbitration procedures - Councilmember Quintero

**Action Taken:**

**2:00 P.M.#1 DISCUSSION OF CONTESTED CONSENT ITEMS (IF ANY)**

**2:00 P.M.#2 CLOSED SESSION:**

**A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION** - Government Code Section 54956.9, Subdivision (a)

**1. Case Name:**

a. County vs. City vs. County (Parking Fines Case), Sup. Ct. No. 502123-3; CA# 5-5872

b. City vs. County vs. City (AB 1290), Sup. Ct. No. 545904-5; CA# 16-7213

c. County vs. City vs. County (CSA 48), Sup. Ct. No. 560663-7; CA# 16-7283

d. County vs. City (Roeding Park II), Sup. Ct. No. 571200-5; CA# 16-7328

e. County vs. City (Roeding Park III), Sup. Ct. No. 573647-5; 4-7341

**5:00 P.M.** **HEARING** to review Planning Commission's action on Conditional Use Permit (CUP) No. C-98-077, proposal to convert a motel into a 15-bed Residential Support Facility, Fresno Re-entry Center, Inc., property located at 2325 S. "G" Street (northeast corner of S. "G" Street and S. Sarah Street, east of S. Golden State Boulevard and north of Church Avenue)

**Action Taken:**

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

## **TIME SCHEDULED HEARINGS AND MATTERS CONTINUED**

**5:30 P.M. CONTINUED HEARING** on consideration of bills relating to advertised structures (billboards) (**Request to continue to September 22, 1998 at 5:30 P.M.**)

A. Consider the appeal of the findings of the Negative Declaration prepared for Environmental Assessment No. TA-97-09

**Action Taken:**

B. Adoption of Negative Declaration for Environmental Assessment No. TA-97-09

**Action Taken:**

C. Text Amendment No. TA-97-09, proposing changes to Chapter 12, Article 2 of the Fresno Municipal Code related to advertised structures (**for introduction**)

\* 1. **BILL** - Alternative No. 1 as proposed by Advertising Industry

**Action Taken:**

\* 2. **BILL** - Alternative No. 2 as proposed by Staff

**Action Taken:**

**6:30 P.M. JOINT** meeting with the Planning Commission

**Action Taken:** (TO BE RESCHEDULED)

### **1A. GENERAL CONSENT CALENDAR:**

**(ALL CONSENT CALENDAR ITEMS ARE CONSIDERED BY THE CITY COUNCIL TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS REQUESTED, IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE CONSENT CALENDAR AND CONSIDERED AT 2:00 P.M.#1)**

1. Approve reappointments of Ralph Goldbeck, Larry Willey and Alice Saviez to the Workforce Development Board - Mayor Patterson (**for adoption**)

**Action Taken:**

2. Approve appointment of Russell G. Smith to the Fresno Workforce Development Board - Council President Mathys (**for adoption**)

**Action Taken:**

\* 3. **RESOLUTION** - 8th amendment to AAR No. 98-159 appropriating \$322,600 to rebudget various programs in the Neighborhood Improvement Project (**Requires 5 affirmative votes**)

**Action Taken:**

4. Approve Agreement to provide transit service to Valley Children's Hospital/Northeast Fresno

**Action Taken:**

\* A. **BILL** - Amending Subsection (t) of Section 2-2801 of the Fresno Municipal Code relating to transit regulations

**Action Taken:**

\* 5. **RESOLUTION** - 353rd amendment to MFS Resolution No. 80-420 to establish fees for premium fares for express service provided by Fresno Area Express

**Action Taken:**

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

**1A. GENERAL CONSENT CALENDAR ITEMS CONTINUED:**

6. Award a contract to re-roof Fresno Municipal Service Center Buildings "A" and "G"  
**Action Taken:**
7. Award a contract for bikeway construction on Weber and Brawley Avenues between Clinton and Shaw Avenue  
**Action Taken:**
8. Award a contract to bore and jack steel casings in North Marks Avenue between Nielsen and Belmont  
**Action Taken:**
9. Proposed appointment of Robert C. Wilson (Councilmember Bredefeld) and Linda Snyder (Councilmember Quintero) to the Apartment Vacancy Task Force (**for introduction**)  
**Action Taken:**
10. Approve Amendment No. 1 with Bank of America for an automatic teller machine (ATM) at the Fresno Yosemite International (FYI) Airport  
**Action Taken:**
11. Approve agreement to provide fire protection services to Valley Children's Hospital  
**Action Taken:**
12. Approve a Professional Services Agreement with Electrical Power Systems, Inc., for design of a 10-megawatt electrical substation at the City of Fresno/Clovis Regional Wastewater Reclamation Facility  
**Action Taken:**
- \* 13. **RESOLUTION** - 7th amendment to AAR No. 98-159 appropriating \$2,377,000 for expenses related to City of Fresno Community Facilities District No. 4 (Financing of impact fees in northeast Fresno) (**Requires 5 affirmative votes**)  
**Action Taken:**
14. **RESOLUTION** - Of intention to annex Final Maps of Tract Nos. 4844, 4857, 4858 and 4859 as Annexation No. 8 to the City of Fresno Community Facilities District No. 2, and to authorize the levy of special taxes  
**Action Taken:**
15. Approve Professional Services Agreement with Wiss, Janney, Elstner Associates, Inc., to perform structural analysis of the Conference Center Parking Garage  
**Action Taken:**
  - \* a. **RESOLUTION** - 9th amendment to AAR No. 98-159 appropriating \$100,000 to pay for a structural analysis of the Conference Center Parking Garage (**Requires 5 affirmative votes**)  
**Action Taken:**
16. Approve substitution of subcontractor for contract with Halopoff & Sons, Inc., for reconstruction of Olive

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

Avenue between Blackstone and Van Ness

**Action Taken:**

**1A. GENERAL CONSENT CALENDAR ITEMS CONTINUED:**

17. Authorize the Director of Public Utilities to sign an Assistance Agreement to accept a grant of \$24,999 from the United States Bureau of Reclamation for Water Conservation Pilot Studies

**Action Taken:**

- \* a. **RESOLUTION** - 5th amendment to AAR No. 98-159 appropriating \$25,000 in Grant Funds from the United States Bureau of Reclamation for Water Conservation Pilot Studies (**Requires 5 affirmative votes**)

**Action Taken:**

18. Authorize the termination of the lease and agreement for the provision of golf course operations at Palm Lakes Municipal Golf Course

**Action Taken:**

19. Authorize execution of Senior Citizens Hot Meal Site Management Contract with Fresno-Madera Area Agency on Aging

**Action Taken:**

20. Approval of ratification of responses to 1997-98 Grand Jury Report

**Action Taken:**

- \* 21. **RESOLUTION** - 6th amendment to AAR No. 98-159 appropriating \$2,000 to World Impact to provide vans and transportation to the Families United Retreat to Camp Joaquin and for equipment for the music program for Kids in Crisis (**Requires 5 affirmative votes**)

**Action Taken:**

22. Approve agreement for the sale, removal and maintenance of Fort Miller Blockhouse

**Action Taken:**

**1B. CONSENT CALENDAR - BILLS FOR INTRODUCTION - PINK TABS**

- \* 1. **BILL** - Amending the Fresno Municipal Code relating to cardroom ordinance allowing minors to enter premises for the purpose of dining, entertainment and satellite wagering

**Action Taken:**

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

**1B. CONSENT CALENDAR CONTINUED - BILLS FOR INTRODUCTION - PINK TABS**

2. Bills relating to general provisions of the Fresno Municipal Code, Code Enforcement and General Appeals. Withdraw Bill Nos. B-60, B-61, B-62, B-63 and B-64 introduced 7/28/98. Introduce the following:
- \* 1. **BILL** - Amending Article 1, Chapter 1 of the Fresno Municipal Code, relating to general provisions  
**Action Taken:**
  - \* 2. **BILL** - Repealing Article 4 of Chapter 1 of the Fresno Municipal Code, relating to general appeal procedures and adding Article 4 of Chapter 1 of the Fresno Municipal Code relating to code enforcement - judicial and administrative remedies  
**Action Taken:**
  - \* 3. **BILL** - Adding Article 5 of Chapter 1 of the Fresno Municipal Code relating to general appeals procedures  
**Action Taken:**
  - \* 4. **BILL** - Amending Sections of the Fresno Municipal Code, relating to general appeals  
**Action Taken:**
  - \* 5. **BILL** - Amending Section 1-301(l) of the Fresno Municipal Code relating to definitions  
**Action Taken:**

**2. PLANNING AND ZONING ADMINISTRATION**

**3. GENERAL ADMINISTRATION**

- \* A. **BILL NO. B-65 (INTRO. 7/28/98)** - Amending the Fresno Municipal Code relating to providing for a five-year vesting period in the Employment Retirement System  
**Action Taken:**

**4. CITY ATTORNEY**

**5. CITY COUNCIL**

- A. Consider additions to Council Rules and Protocol relating to Rule 16 (g) - Councilmember Briggs  
**Action Taken:**
- B. **RESOLUTION** - Establishing the City of Fresno as a "City of Character" with the International Association of Character Cities - Councilmember Steitz  
**Action Taken:**

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

- C. Direct staff to conduct a feasibility study to install a stop sign at the intersection of Northridge and Arthur Avenues - Council President Mathys

**Action Taken:**

**5. CITY COUNCIL ITEMS CONTINUED:**

- D. Direct staff to establish a policy regarding credit card charges which will include a limit of \$10,000 maximum per transaction - Councilmember Steitz

**Action Taken:**

- \* E. **BILL** - Adding an ordinance to the Fresno Municipal Code regarding management of real property (**for introduction**) - Councilmember Perea

**Action Taken:**

- F. **RESOLUTION** - Setting forth permissible games which may be played in card rooms under the City of Fresno card room ordinance - Councilmember Bredefeld

**Action Taken:**

- G. **RESOLUTION** - Authorizing and directing staff to apply to the State of California (CALTRANS) for a permit to use a portion of Highway 180, and to execute related indemnity and other agreements, all relating to the Big Fresno Fair Parade - Councilmember Quintero

**Action Taken:**

- H. Receive report from City Controller relating to the City's recent bond rating reduction by Standard and Poor - Councilmember Perea

**Action Taken:**

- I. Direct staff to meet with Sacramento Patomic Consulting Inc., to provide assistance in negotiating with the Bureau of Reclamation on City water matters - Councilmember Perea

**Action Taken:**

- J. Direct City Attorney to prepare ordinance requiring tow services utilized by the City of Fresno be in compliance with standards set by the California Highway Patrol ordinance. Ordinance to be returned to Council within 45 days - Councilmember Perea

**Action Taken:**

- K. Direct staff to prepare all necessary documents to expand the Enterprise Zone by three (3) acres for the proposed La Tapitia relocation at 2788 N. Larkin contingent upon escrow closing on the sale of that land to La Tapitia and the completion of their transaction - Councilmember Steitz

**Action Taken:**

- L. Direct staff to provide status report relating to "O" Street closure - Councilmember Ronquillo

**Action Taken:**

**6. CITY/COUNTY INTERGOVERNMENTAL RELATIONS**

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**



- \* **A. RESOLUTION** - Applying to the Fresno Local Agency Formation Commission (LAFCO) in the matter of the proposed Teague-Chestnut No. 4 Reorganization

**Action Taken:**

7. **UNSCHEDULED ORAL COMMUNICATIONS** - You may address the City Council at the conclusion of the Council meeting regarding items that are not listed on the agenda. The policy is to limit your presentation to three (3) minutes pursuant to Ordinance No. 96-67. Please be present at the conclusion of the meeting if you wish to be heard. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least 10 days prior to the desired date of appearance.

**SCHEDULED COUNCIL HEARINGS AND MATTERS**

**Aug. 25 - 10:00 A.M. HEARING** on Rezone Appl. 98-14, filed by Lucio Godinez

**Aug. 25 - 10:30 A.M. HEARING** on Resolution of Necessity for Grantland Avenue Trunk Sewer

**Aug. 25 - 2:30 P.M. HEARING** re: Community Facilities District No. 2, Annexation No. 7

**Aug. 25 - 5:30 P.M. HEARING** on PA No. A-98-08, Rezone Appl. R-98-10, filed by DeWayne Zinkin

**Sept. 1 - NO MEETING - COUNCIL VACATION**

**Sept. 8 - NO MEETING - COUNCIL VACATION**

**Sept. 15 - 10:30 A.M. HEARING** on P.A. No. A-98-07, Rezone Appl. No. R-98-09, filed by Land Dynamics

**Sept. 22 - 2:30 P.M. HEARING** relating to City of Fresno Community Facility District No. 2, Annexation No. 8

**Sept. 22 - 5:30 P.M. CONTINUED HEARING** on consideration of bills relating to advertised structures (billboards)

**Oct. 20 - 5:30 P.M. JOINT HEARING** on Merger No. 2 and Certifying EIR No. 10124

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**